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January 15, 2002

Sent Via Regular Mail and Facsimile: 360/613-1868
And Facsimile 360/479-0742 Also Certified Mail

William & Natasha Sesko
3536 Arsenal Way
Bremerton, WA 98312

Re: City of Bremerton v. Sesko

Dear Mr. & Mrs. Sesko:

When we met on December 19, 2001 you indicated that you would prepare and present a plan within two days of that meeting to the City of Bremerton. The plan would have allowed you to move the 153 items, which you tagged, to an area on site where the items could remain to allow you to move such items off the site. Although you have prepared no plan, the City contractor will move your tagged items, to the extent that such items have not already been removed, to an area near the dance hall. Such items will not be removed from the property until end of the clean-up action.

In a letter dated December 24, 2001, you asked for clarification of what "list" the City wants you to provide. The City wants you to tell Enforcement Officer Janet Lunceford which six residential vehicles, 2 boats, 1 travel trailer or camper, 4 lawn mowers, 2 barbeques, 1 dumpster and 3 Quonset huts you wish to retain. If you fail to indicate which of the above items you wish to keep, the City will select them and put them aside.

On numerous occasions, I have urged you to cooperate with the abatement process to avoid unnecessarily increasing the cost of this clean-up action. I have explained to you on several occasions that it is necessary for you to clearly designate with numbers 1 through 6, the six vehicles, which you wish to retain for residential use and park such vehicles on your driveway. Otherwise, the City has no way of determining which cars you intend to retain for residential use. On December 31, 2001 and on January 4, 2002, when I discussed the need to label and number the six residential vehicles you wanted to retain, you indicated that the designation and labeling of residential vehicles was the City's job. Judge Haberly's Order entered on November 30, 2001 imposed that responsibility on you and stated:

The Seskos may retain six residential vehicles on their property, which must be stored on the driveway of their property on the date that the clean up of their property commences December 17, 2001. The six vehicles only can include a functional bus, motorcycles, cars or trucks. Such vehicles must be marked with labels numbering the vehicles one through six no later than December 11, 2001 and the City of Bremerton is allowed to make a photographic record of such vehicles on that date at 12:30 pm.

There has been no compliance with that provision of the November 30, 2001 court order. This circumstance has delayed the clean-up action. Because the City is uncertain about which vehicles you want to retain for your residential use, the City has been unable to tell its contractor to remove all vehicles on the site as expeditiously as possible. According to the City Contractor, this delay will add to the cost of the clean up action. To avoid increasing the cost of this action, the City urges you to label the vehicles in accord with the specifications of the court order. Otherwise the City will be constrained to select six vehicles on a random basis or go to court and ask that you be held in contempt of court for violation of the order entered on November 30, 2001 and penalize you for such noncompliance

You have expressed concern about the construction of a containment area on your site. The City's contractor, Buckley Recycling constructed one this week which has been approved by the construction management firm and the Health District.

In a letter dated December 24, 2001 you discuss the effects of the abatement work on your property; at the end of this action, the City contractor will restore your site to the condition it was in when work commenced.

The Contractor has indicated that they will be ready to move their operation to the Pennsylvania Avenue property in approximately three weeks. It will be necessary to return to the Arsenal Way property to finish the abatement action at a later date. We hope you will take this opportunity to remove those items which are not listed in the November 30, 2001 Order entered by Judge Haberly, that you wish to retain.

Very truly yours,

LAW OFFICE OF JANE RYAN KOLER, P.L.L.C.



Jane Ryan Koler

JRK:cb
Cc: Janet Lunceford